



Dep & Ref

**PATENT APPLICATION**

USPTO  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of  
Migaku SUZUKI et al. 2009 MAR 19 PM 1:34

ATTN: Mail Stop 16  
Refund Section  
Accounting Div.  
Office of Finance

Application No.: 10/509,865

Docket No.: 120904

Filed: October 1, 2004

For: ABSORBER INCLUDING BY-PASS CHANNEL MEMBER AND ABSORBER  
PRODUCT THEREFROM

**REQUEST FOR REFUND**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached hereto is a copy of the Fee Transmittal indicating the payment of the Issue Fee in the amount of \$1510 on March 11, 2009 for the above-referenced application. This charge is marked with the Fee Code 1501, which is the Patent Office Fee for Large Entity Status Issue Fee.

However, further attached hereto is a copy of the Applicants' Assertion of Small Entity Status filed April 11, 2005, that asserts Applicants' entitlement to a small entity status under 37 C.F.R. §1.27(c). Applicants are still entitled to small entity status. Thus, Applicants submit that an overpayment in the amount of \$755 has been unduly made.

Accordingly, it is respectfully requested the large entity portion of the Issue Fee payment be credited to Deposit Account No. 15-0461 and that the Patent Office acknowledge this credit in writing.

Respectfully submitted,

James A. Oliff  
Registration No. 27,075

Matthew C. Barthalow

Registration No. 60,323  
FC: 1501

Seal ref: 04/01/2009 BPOWELL 0015505000  
DAH:150461 Name/Number:10509865  
FC: 9204 \$1510.00 CR

JAO:MCB/csm

Attachments:

Copy of Fee Transmittal  
Copy of Assertion of Small Entity Status

Date: March 18, 2009  
OLIFF & BERRIDGE, PLC  
P.O. Box 320850  
Alexandria, Virginia 22320-4850  
Telephone: (703) 836-6400

DEPOSIT ACCOUNT USE  
AUTHORIZATION  
Please grant any extension  
necessary for entry;  
Charge any fee due to our  
Deposit Account No. 15-0461

04/01/2009 BPowell 00000001 150461 10509865  
Sale Ref: 00000001 DAH: 150461 10509865  
01 FC:2501 755.00 DA

04/01/2009 BPowell 00000001 150461 10509865  
01 FC:2501 755.00 DA

Repln. Ref: 04/01/2009 BPowell 0015505000  
DAH:150461 Name/Number:10509865  
FC: 9204 \$1510.00 CR

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 or **Fax** (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All other correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

25944 7590 01/28/2009

OLIFF & BERRIDGE, PLC  
 P.O. BOX 320850  
 ALEXANDRIA, VA 22320-4850

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)

(Signature)

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/509,865 10/01/2004 Migaku Suzuki 120904 2855

TITLE OF INVENTION: ABSORBER INCLUDING BY-PASS CHANNEL MEMBER AND ABSORBER PRODUCT THEREFROM

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
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nonprovisional NO \$1510 \$300 \$0 \$1810 04/28/2009

EXAMINER	ART UNIT	CLASS-SUBCLASS
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LONEY, DONALD J 1794 428-166000

03/11/2009 ALONDAF2 00020020 10599865

01 FC:1531 1510.03 0P  
 02 FC:1584 360.00 0P

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Oliff & Berridge, PLC

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Japan Absorbent Technology Institute

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Tokyo, Japan

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☒ Issue Fee  
☒ Publication Fee (No small entity discount permitted)  
☐ Advance Order - # of Copies

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☒ A check is enclosed. ck/216048 (\$1810)  
☐ Payment by credit card. Form PTO-2038 is attached.  
☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 15-0461 (enclose an extra copy of this form).

5. Change In Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

*Matthew C. Barthelow*

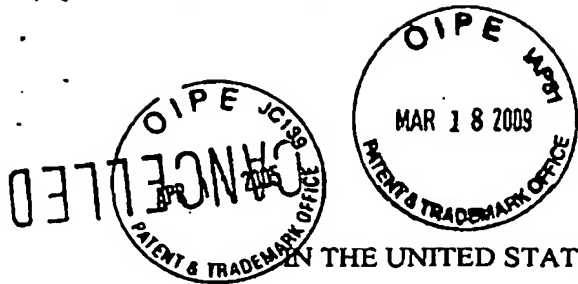
Date March 10, 2009

Typed or printed name Matthew C. Barthelow

Registration No. 60,323

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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**PATENT APPLICATION**

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In re the Application of

Migaku SUZUKI et al.

Application No.: 10/509,865

Filed: October 1, 2004

Docket No.: 120904

For: ABSORBER INCLUDING BY-PASS CHANNEL MEMBER AND ABSORBER  
PRODUCT THEREFROM

**ASSERTION OF SMALL ENTITY STATUS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. §1.27(c), entitlement to Small Entity Status is hereby asserted. Accordingly, it is respectfully requested that the Patent Office records be marked to indicate that Applicants are entitled to Small Entity Status, and that Small Entity fees be accepted henceforth in this patent application.

Respectfully submitted,

James A. Oliff  
Registration No. 27,075

Thomas J. Pardini  
Registration No. 30,411

JAO:TJP/mlo

Date: April 11, 2005

OLIFF & BERRIDGE, PLC  
P.O. Box 19928  
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DEPOSIT ACCOUNT USE  
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Please grant any extension  
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